

**REGULAR CITY COUNCIL MEETING
FRISCO MUNICIPAL COMPLEX
8750 MCKINNEY ROAD
COUNCIL CHAMBERS
FRISCO, TEXAS 75034
6:30 P.M.**

July 2, 2002

MINUTES

1. Call to Order.

Mayor Simpson called the Meeting to order at 6:30 p.m. and announced a quorum was present with a full council present.

2. Invocation.

Father Leon Duesman was present to offer the invocation.

3. Pledge of Allegiance.

David Larsen, Boy Scout Troop 1128, led the audience in the Pledge of Allegiance.

4. Presentation from other Texas cities recognizing Frisco's Centennial Celebration.

City of Plano Mayor Pro-Tem Phil Dyer was present to present the City of Frisco with a Proclamation honoring Frisco's Centennial.

5. Citizen Input. (To begin approximately at 7:30 p.m.)

Michael Smith was present to address the Council in support of the closure of Alexandria Drive. He requested that rather than wrought iron fencing being placed at the closure that masonry/brick be placed there instead. No discussion or action taken by the City Council.

6. Reports.

A. Department Monthly Reports

Departmental monthly reports were discussed. No formal action was taken.

B. Project Status Tracking Report

Project Status Tracking Report was discussed. No formal action was taken.

7. Consent Agenda

The Consent Agenda was considered for approval. Deputy Mayor Pro-Tem Maso moved to pull **Item D** for separate discussion. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. Council member Allen moved to pull **Item E** for separate discussion. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. Council member Lafata moved to pull **Item R** for separate discussion. Mayor Pro-Tem Reveal r seconded the motion. Motion carried. Vote: unanimous. Council member Lafata moved to pull **Item T** for separate discussion. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. Deputy Mayor Pro-Tem Maso moved to pull **Item U** for separate discussion. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Mayor Pro-Tem Reveal moved to approve the Consent Agenda, excluding Items D, E, R, T and U. Council member West seconded the motion. Motion carried. Vote: unanimous.

- A. Approval of minutes from June 4, 2002 Regular City Council Meeting. (City Secretary)
- B. Adoption of **Resolution 02-07-102R** appointing the City Tax Assessor as the person responsible for the calculation of the Effective and Rollback Tax Rates for the City. (Finance)
- C. Consider and act upon approval of payment to Southwestern Bell for relocation of telephone lines along FM 720 Right-of-Way. (Finance)

D. Consider and act upon the final acceptance of Central Park in the Frisco Bridges Development. (Parks and Recreation)

Dudley Raymond was present to address the Council regarding the final acceptance of Central Park in Frisco Bridges Development. He stated that the Staff had a final walk through with the developer on Friday, June 28, 2002 and had furnished them a punch list at that time. Mr. Raymond stated that the developer had met the requirements on the punch list, the water pump in the fountain had been repaired (one year warranty) and replacement of some of the trees that were in shock (one year warranty).

Following discussion, Council member Allen moved to approve the final acceptance of Central Park. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

E. Consider and act upon the request of funding for the Public Arts Master Plan from the Hotel/Motel Tax Fund. (Parks and Recreation)

Council member Allen asked how the Hotel/Motel Tax Fund was allocated for the funding for the Public Arts Master Plan.

Tony Felker was present to address the Council asking what funds have been escrowed to date. He stated that he had filed a public information request with the City but that the City has not had the time to respond.

Interim Assistant City Manager Jason Gray responded to the questions.

Following discussion, Council member Allen moved to approve the request of funding for the Public Arts Master Plan from the Hotel/Motel Tax Fund. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

- F. Adoption of **Resolution No. 02-07-103R** for a grant from the Collin County Parks Foundation. (Parks and Recreation)
- G. Approval of Professional Services Payment, Invoice #1456431 for the Southeast Community Park Master Plan in the amount of \$10,942.00 to Carter & Burgess, Inc. (Parks and Recreation)
- H. Consider and act upon approval of Professional Services Payment, Invoice #1437833 for the Southeast Community Park Master Plan in the amount of \$22,000.00 to Carter & Burgess, Inc. (Parks and Recreation)
- I. Consider and act upon approval of Professional Services Payment, Invoice #1456429 for the McKinney Road Park Development in the amount of \$8,739.95 to Carter & Burgess, Inc. (Parks and Recreation)
- J. Consider and act upon approval of Professional Services Payment, Invoice #1437834 for the Youth Center Park Lighting Project in the amount of \$3,021.01 to Carter & Burgess, Inc. (Parks and Recreation)
- K. Award of bid #0205-023 for the Annual Contract for Trees to Shades of Green. (City Manager/KH)
- L. Award of bid #0205-022 for the Annual Contract for Irrigation Supplies to Longhorn Supply. (City Manager/KH)
- M. Award of bid #0205-02 on three downtown parking lots (Community Center Parking Lot, The Historic Water Tower Parking Lot, and Bicentennial Park Parking Lot) in the amount of \$364,302.10 to JG Builders. (Engineering)

- N. Approval of Payment Number 8 for Project CV-0407 for Wade Boulevard Section 2 in the amount of \$10,283.75 to Glenn Thurman, Inc. (Engineering)
- O. Approval of Payment Number 2 for Project CV02-0022 for Frisco Square, Phase 2 in the amount of \$3,347.50 to QTE Group, Inc. (Engineering)
- P. Request of authorization for payment of Application No. 8 for \$87,352.99 to Owens Commercial Construction, Inc. for Fire Station 4. (Fire Department)
- Q. Approval of Professional Services Payment, Invoice #0014187, #0014188, and #0014316 for the Senior Center totaling in the amount of \$3,420.00 to F&S Partners. (Parks and Recreation)
- R. **Adoption of a Resolution authorizing the City Manager to execute an Agreement for Professional Services to perform engineering services for the preparation of Roadway and Drainage Design Services for FM 2934, from the Dallas North Tollway to FM 423 between the City of Frisco and Dannenbaum Engineering Corporation. (Development Services)**

Scott Young, Assistant City Manager, stated that Denton County is going to reimburse the City for the costs incurred to the perform engineering services for the preparation of Roadway and Drainage Design Services for FM 2934, from the Dallas North Tollway to FM 423.

Following discussion, Council member Lafata moved to adopt **Resolution No. 02-07-101R** therein authorizing the City Manager to execute an Agreement for Professional Services to perform engineering services for the preparation of Roadway and Drainage Design Services for FM 2934, from the Dallas North Tollway to FM 423 between the City of Frisco and Dannenbaum Engineering Corporation. Council member West seconded the motion. Motion carried. Vote: unanimous.

- S. Adoption of **Resolution No. 02-07-102R** therein authorizing the City Manager to execute an Agreement for Professional Services to perform an environmental assessment for Frisco Square between the City of Frisco and Halff Associates, Inc. (Development Services)

T. Adoption of Resolution authorizing the City Manager to execute an Agreement for Professional Services by and between the City of Frisco and Ballard * King and Associates for Recreation and Aquatic Center Pro-Forma Study. (Parks and Recreation)

Director of Parks & Recreation Rick Wieland was present to address the Council regarding their concerns about the Agreement for Professional Services for recreation and aquatic center pro-forma.

Following discussion, Council member Lafata moved to adopt **Resolution 02-07-106R** therein approving the Agreement for Professional Services for recreation and aquatic center pro-forma subject to amendment to the agreement. Council member West seconded the motion. Motion carried. Voting for: Deputy Mayor Pro-Tem Maso, Council member Allen, Council member Nichols, Council member Lafata and Council member West. Voting Nay: Mayor Pro-Tem Reveal. Vote – 5-1.

U. Consider and act upon awarding bid number 0205-024 for paving, drainage, and water improvements for Coit Road, from College Parkway to FM 720.

Discussion regarding the paving, drainage and water improvements for Coit Road from College Parkway to FM 720. Following discussion, Deputy Mayor Pro-Tem Maso moved to award Bid No. 0205-024 to Site Concrete in the amount of \$3,851,249.75 subject to Collin County's commitment of \$2,000,000 to aid in this project's construction. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

END OF CONSENT AGENDA

8. Legislative Agenda:

The Legislative Agenda was considered for approval. Mayor Pro-Tem Reveal moved to remove Item A. for separate discussion. Council member Nichols seconded the motion. Motion carried. Vote: unanimous.

Council member Allen moved to approve the Legislative Agenda, excluding Item A. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

A. Approval of a Site Plan, Final Plat & Conveyance Plat: Custer Road Market Place, Block A, Lots 1 - 4 (Quickway). A convenience store with gas pumps on four lots on 6.4± acres at the northwest corner of S.H. 121 and Custer Road. Zoned Commercial-1. Neighborhood #27. Applicant(s): Custer Road Partners, L.P. (Planning Dept.)

Following discussion, Mayor Pro-Tem Reveal moved to approve the site plan, final plat & conveyance plat subject to staff and the P&Z recommendations. Council member West seconded the motion. Motion carried. Vote: unanimous.

- B. Approval of a Revised Concept Plan & Preliminary Site Plan: Northstar Business Park, Block B, Lots 2 & 3. Three office/warehouse buildings on two lots on 12.9± acres on the east side of John Elliot Drive, 1,650± feet north of Main Street. Zoned Commercial-2. Neighborhood #46. Applicant(s): C&B Electric (Planning Dept.)
- C. Approval of a Revised Site Plan & Revised Final Plat: Teel Crossing Shopping Center I, Block A, Lots 1-5, A retail center on five lots on 14.7± acres located on the northeast corner of Teel Parkway and Main Street. Zoned Retail. Neighborhood #45. Site Plan, Final Plat & Revised Conveyance Plat: Lake Crossing, Block A, Lots 1-3 and 5, A retail center on four lots on 18.6± acres on the southeast corner of F.M. 423 and Main Street. Zoned Retail. Neighborhood #42. Applicant(s): Lake Crossing Ltd. (Planning Dept.)
- D. Approval of a Preliminary Plat: Westminster, 323 single-family lots, five open space lots, and a park on 62.4± acres on the north side of Rolater Road, 680± feet east of Preston Road. Zoned Planned Development-164-Patio Home. Neighborhood #19. Applicant(s): Basic Capital Management, Inc. (Planning Dept.)
- E. Approval of a Site Plan & Final Plat: Moon Acquisitions, Ltd., Block A, Lot 1, A retail building on 3.6± acres on the west side of Preston Road, 250± feet north of S.H. 121. Zoned Commercial – 1. Neighborhood #35. Applicant(s): Moon Acquisitions, Ltd. (Planning Dept.)
- F. Approval of a Site Plan, Final Plat & Revised Conveyance Plat: Lake Crossing, Block A, Lots 1-3 and 5, A retail center on four lots on 18.6± acres on the southeast corner of F.M. 423 and Main Street. Zoned Retail. Neighborhood #42. Applicant(s): Lake Crossing Ltd. (Planning Dept.)
- G. Adoption of **Ordinance No. 02-07-77** amending Frisco's Comprehensive Zoning Ordinance No. 00-11-01; rezoning a tract of land from Commercial-2 (C-2) and Industrial (I), to Office-2 (O-2). (Mathesa Addition) Z2002-0012. (Planning Dept.)
- H. Consider and act upon adoption of **Ordinance No. 02-07-78** amending Frisco's Comprehensive Zoning Ordinance No. 00-11-01; granting a Specific Use Permit for the Operation of a Day Care. (Sand Castle Private School) SUP2002-0004. (Planning Dept.)

END OF LEGISLATIVE AGENDA

Regular Agenda

9. Public Hearing to receive comments concerning the projects for the proposed September 14, 2002 Bond Election. (City Manager/GP)

Deputy Mayor Pro-Tem Maso moved to open the public hearing. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

City Manager George Purefoy reviewed the proposed adjustments between the Citizen's Bond Committee's recommendations and the City Council's recommendations.

Kathy Seei was present to address the Council. Mrs. Seei stated that she supported the city in their recommendations for a bond election. She addressed three issues: (1) work force housing; (2) arts center and (3) construction of the proposed city hall regarding the materials to be used.

Jim Joyner, Bond Committee Chair was present to address questions from the council and/or audience.

There being no one else present to address the council, Council member Allen moved to close the public hearing. Council member Nichols seconded the motion. Motion carried. Vote: unanimous.

Mayor Simpson reminded the council and audience that the city would be conducting a Town Hall Meeting on Monday, July 8 for questions/input regarding the upcoming bond election.

No formal action was taken.

10. Public Hearing: Zoning Case Z2001-0022, Consider and act upon approval of a request to rezone 6.8+ acres on the east side of the Dallas North Tollway, 2,150± feet north of Warren Parkway from Agricultural to Office-2. Neighborhood #30. Applicant(s): Bert Fields, Jr. (Planning Dept.)

Council member Allen moved to open the public hearing. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

Director of Planning John Lettelleir updated the Council on staff and the Planning and Zoning's recommendations.

Cheryl Williams, representing Mr. Fields, was present to address any questions.

There being no one else present to address the council, Mayor Pro-Tem Reveal moved to approve the request to rezone the property. Council member West seconded the motion. Motion carried. Vote: unanimous.

11. Public Hearing: Zoning Case Z2002-0009, Consider and act upon approval of a request to rezone 66.2+ acres on southwest and northwest corners of F.M. 423 and Hackberry Road from Agricultural to Planned Development-Retail. Neighborhood #43. Applicant(s): 423 Phillips Ranch, Ltd. (Planning Dept.)

Council member Allen moved to open the public hearing. Cm seconded the motion. Motion carried. Vote: unanimous.

Director of Planning John Lettelleir updated the Council on staff and the Planning and Zoning's recommendations.

Jerry Ragsdale, representing the applicant, was present to address the council.

There being no one else present to address the council, Mayor Pro-Tem Reveal moved to close the public hearing. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

Following discussion, Council member Allen moved to approve the request subject to staff comments and final adoption of the ordinance zoning the property. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

12. Public Hearing regarding the regulation of Natural Gas Rates for the TXU Distribution System. (City Manager/JG)

Mayor Pro-Tem Reveal moved to open the public hearing. Council member West seconded the motion. Motion carried. Vote: unanimous.

Steve Matthews, Area Manager of TXU, was present to address the council requesting their support regarding the regulation of natural gas rates for the TXU distribution system.

There being no one present to address the council, Mayor Pro-Tem Reveal moved to close the public hearing. Council member Nichols seconded the motion. Motion carried. Vote: unanimous.

Council **tabled** the item until the July 16, 2002 regular meeting.

13. Consider and act upon the adoption of a Resolution denying the TXU Gas Distribution application for rate relief. (City Manager/JG)

Mayor Pro-Tem Reveal moved to **table** the item until the July 16, 2002 regular meeting. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

14. Consider and act upon adoption of an Ordinance establishing rates for TXU Gas Distribution System. (City Manager/JG)

Deputy Mayor Pro-Tem Maso moved to **table** the item until the July 16, 2002 regular meeting. Council member West seconded the motion. Motion carried. Vote: unanimous.

15. Public Hearing/First Hearing – for citizen input regarding voluntary annexation of 14.2 acres, more or less, situated in the MEP& PRR Co. Survey, Abstract No. 920, Denton County, Texas. The property is more commonly known as Meadowcreek, Phase II. Requested by George B. Gibson/Paragon Tower 720, L.P. (Case A2002-24) (City Secretary)

Deputy Mayor Pro-Tem Maso moved to open the public hearing. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

City Secretary Nan Parker stated that the property was contiguous to the existing city limits, was located within the city's ETJ and the service plans were available for public inspection.

There being no one else present to address the council, Council member Lafata moved to close the public hearing. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. No formal action was taken.

16. Discussion regarding the process of nominating and appointing citizens to Boards (City Secretary)

The council discussed the process of nominating and appointing boards. The council determined that they were going to take the nominations first, then vote on the individuals, the individual to receive the majority of the votes first would then be appointed.

17. Discussion and staff direction regarding late applications from citizens for boards (City Secretary)

Mayor Pro-Tem Reveal moved that no applications shall be accepted past the deadline for accepting applications. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

18. Consider and act upon appointment of two (2) members to the Frisco Economic Development Corporation, (City Secretary).

Place One – 2 year position.

Frisco ISD recommended that Dan Presley be appointed as their representative on the FEDC.

Deputy Mayor Pro-Tem Maso nominated Dan Presley. Deputy Mayor Pro-Tem Maso moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. **Dan Presley** was appointed by acclamation to Place One.

Place Two – 2 year position

Mayor Pro-Tem Reveal nominated Garriett Blair.
Council member Lafata nominated Daryl Pratt.
Deputy Mayor Pro-Tem Maso Dave Wilcox.
Mayor Pro-Tem Reveal moved that nominations cease. Council member Allen seconded the motion. Motion carried. Vote: unanimous.

Vote:

Garriett Blair – Voting for: Council member West, Council member Nichols, Council member Allen and Mayor Pro-Tem Reveal. **Garriett Blair** was appointed to Place Two on the FEDC by a majority vote. Vote: 4-2.

19. Consider and act upon appointment of five (5) members to the Planning & Zoning Commission. (City Secretary)

Place One – 2 year position

Council member Allen nominated Scott Seifert.
Council member Lafata nominated Geralyn Kaminsky.

Mayor Pro-Tem Reveal moved that nominations cease. Council member West seconded the motion. Motion carried. Vote: unanimous.

Vote:

Scott Seifert – Voting for: Council member Allen, Council member Nichols, Mayor Pro-Tem Reveal, Council member West and Council member Lafata.

Scott Seifert was appointed to Place One on the P&Z Commission by a majority vote. Vote: 5-1.

Place Two - 2 year position

Council member West nominated John Hamilton.
Deputy Mayor Pro-Tem Maso nominated Robert Chambers.

Council member West moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Vote:

John Hamilton – Voting for: Council member Allen, Mayor Pro-Tem Reveal, Council member Nichols and Council member West. **John Hamilton** was appointed to Place Two on the P&Z Commission by a majority vote. 4-2.

Place Three – 2 year position

Council member Nichols nominated Geralyn Kaminsky. Mayor Pro-Tem Reveal moved that nominations cease. Council member West seconded the motion. Motion carried. Vote: unanimous.

Geralyn Kaminsky was appointed to Place Three on the P&Z by acclamation.

Place Four – 1 year position

Deputy Mayor Pro-Tem Maso nominated Tony Felker.
Mayor Pro-Tem Reveal nominated Phillip Lotspeich.
Council member Allen nominated Ric Nelson.
Council member Nichols nominated Bob Chambers.

Mayor Pro-Tem Reveal moved that nominations cease. Council member West seconded the motion. Motion carried. Vote: unanimous.

Vote:

Tony Felker - Voting for: Council member Lafata and Deputy Mayor Pro-Tem Maso .

Phillip Lotspeich – Voting for: Council member West, Council member Lafata, Council member Nichols and Mayor Pro-Tem Reveal.

Phillip Lotspeich was appointed to the Planning & Zoning Commission, Place Four (one –year term) by a majority of the vote of the council.

Place Five 1- year position

Council member Lafata nominated Bob Chambers.
Council member Allen nominated Tony Felker.

Council member West moved that the nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Vote:

Bob Chambers – Voting for: Mayor Pro-Tem Reveal and Council member Nichols.

Tony Felker – Voting for: Council member Allen, Mayor Pro-Tem Reveal, Council member West, Deputy Mayor Pro-Tem Maso and Council member Lafata. **Tony Felker** was appointed to the Planning & Zoning Commission by a majority vote of the council.

20. Consider and act upon appointment of four (4) full-time board members to the Board of Adjustment/Construction Board of Appeals. (City Secretary)

Deputy Mayor Pro-Tem Maso nominated Fred Lusk for Place 1. Council member West seconded the motion. Motion carried. Vote: unanimous.

Mayor Pro-Tem Reveal moved that nominations cease. Council member West seconded the motion. Motion carried. Vote: unanimous. **Fred Lusk** was appointed by acclamation.

Places 2, 3 and 4 – Council member Allen moved to reappoint **Troy Pelias, Keith Sandlin and Jim Sowle** to the board for two-year terms. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

21. Consider and act upon appointment of two (2) alternates to the Board of Adjustment/Construction Board of Appeals. (City Secretary)

Alternate No. One – 2 year position

Council member Lafata nominated Ric Nelson. Deputy Mayor Pro-Tem Maso moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous. **Ric Nelson** was appointed by acclamation.

Alternate No . Two – 2 year position

Deputy Mayor Pro-Tem Maso nominated Tony Akinyede. Deputy Mayor Pro-Tem Maso moved that nominations cease. Council member Allen seconded the motion. Motion carried. Vote: unanimous. **Tony Akinyede** was appointed to the Board of Adjustment for a two-years as Alternate No. 2.

22. Consider and act upon appointment of three (3) members to the Frisco Community Development Corporation

Place One – 2-year position

Council member Allen nominated Jim Joyner to Place1.
Council member Lafata nominated Janet McBride.

Deputy Mayor Pro-Tem Maso moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Vote:

Jim Joyner – Voting for: Council member Allen, Council member Nichols, Mayor Pro-Tem Reveal, Deputy Mayor Pro-Tem Maso and Council member West.

Jim Joyner was appointed to the Frisco Community Corporation, Place One for a two-year position by a majority vote of the council.

Place Two – 2 –year position

Deputy Mayor Pro-Tem Maso nominated Janet McBride.
Mayor Pro-Tem Reveal nominated Mike Zapata.

Council member Allen moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Vote:

Janet McBride – Voting for: Council member Allen, Council member Lafata and Deputy Mayor Pro-Tem Maso.

Mike Zapata – Voting for: Council member Nichols, Mayor Pro-Tem Reveal and Council member West.

Revote: Janet McBride – Council member Allen, Deputy Mayor Pro-Tem Maso and Council member Lafata.

Mike Zapata – Mayor Pro-Tem Reveal, Council member Nichols and Council member West .

Mayor Simpson broke the tie by voting for Janet McBride. **Janet McBride** was appointed to Place 2, 2-year term on the FCDC by a majority vote of the council.

Place 3 – 2- year position

Council member Nichols nominated Richard Gonzales.
Council member West nominated Mike Zapata.

Deputy Mayor Pro-Tem Maso moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Vote:

Richard Gonzales – Voting for: Council member Allen, Council member Nichols, Mayor Pro-Tem Reveal, Council member Lafata and Deputy Mayor Pro-Tem Maso.

Richard Gonzales was appointed to the Frisco CDC, Place 3 by a majority vote of council.

23. Consider and act upon appointment of three (3) members to the Parks and Recreation Board. (City Secretary).

Place One – 2 year term

Council member Nichols nominated Connie Ewing.
Mayor Pro-Tem Reveal nominated Jeanne Patterson.
Council member Lafata nominated Ron Kimbrel.

Mayor Pro-Tem Reveal moved that nominations cease. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

Vote:

Connie Ewing: Council member West and Council member Nichols.
Jeanne Patterson: Council member Allen and Mayor Pro-Tem Reveal.
Ron Kimbrell: Council member Lafata and Deputy Mayor Pro-Tem Maso.

Revote: Connie Ewing: Council member West and Council member Nichols.
Jeanne Patterson: Council member Allen.
Ron Kimbrell: Council member Nichols, Council member West, Deputy Mayor Pro-Tem Maso, Mayor Simpson broke the tie. **Ron Kimbrell** was appointed.

Place Two – 2 year term

Mayor Pro-Tem Reveal nominated Greg Haughey. Council member West moved that nominations cease. Council member Allen seconded the motion. Motion carried. Vote: unanimous.

Greg Haughey was appointed to Place Two – 2-year term on the Parks & Recreation Board.

Place Three – 2 year term

Council member West nominated Connie Ewing.
Mayor Pro-Tem Reveal nominated Jeanne Patterson.

Vote:

Connie Ewing – Council member Allen, Deputy Mayor Pro-Tem Maso, Council member Lafata, Council member West and Council member Nichols.

Deputy Mayor Pro-Tem Maso moved that nominations cease. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Connie Ewing was appointed to the Parks & Recreation Board by a majority vote of the City Council.

24. Consider and act upon appointment of five (5) members to the Library Board. (City Secretary)

Council member Lafata moved to reappoint the existing three members of the Library as listed and to advertise for the two open positions. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

David Schuster, Cara Lege and Margaret Widlund were appointed to two year positions on the Library Board.

25. Discussion regarding Housing Authority appointments. (City Secretary)

The council was updated on the Housing Authority appointments – the appointments have to be strictly by the Mayor as outlined in State Statute. Discussion only, no formal action was taken.

26. Consider and act upon appointment of individuals to the Urban Forestry Board (City Secretary)

Due to the lack of applications for the Urban Forestry Board, staff was instructed to re-advertise and bring back names at the August 5, 2002 Meeting.

27. Consider and act upon acceptance of Sickles' buildings and Lebanon Baptist Church Sanctuary. (City Manager/GP)

City Manager George Purefoy updated the council on the donation from the Lebanon Baptist Church and from the Sickles. He also informed the council of the cost associated with moving the sanctuary and the home.

Following discussion, Council member Lafata moved to accept and approve the relocation of the Sickles' buildings and the Lebanon Baptist Church Sanctuary. Council member Allen seconded the motion. Motion carried. Vote: unanimous.

28. Public Hearing: Zoning Case ZA2002-0018, Consider and act upon approval of a request to amend the Comprehensive Zoning Ordinance to increase the maximum building height in Single-Family zoning districts from two stories to two and one-half stories and to modify the definition of a half-story. Applicant(s): City of Frisco (Planning Dept.)

Council member Allen moved to open the public hearing. Council member Lafata seconded the motion. Motion carried. Vote: unanimous.

Director of Planning John Lettelleir updated the Council on staff and the Planning and Zoning's recommendations.

There being no one else present to address the council, Council member Allen moved to close the public hearing. Mayor Pro-Tem Reveal seconded the motion. Motion carried. Vote: unanimous.

Following discussion, Council member Nichols moved to approve the request. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

29. Governance Agenda

Monthly Governance Monitoring Reports

No discussion. This item usually occurs on the second meeting of the month agenda.

30. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code

Mayor Pro-Tem Reveal moved to recess into Closed Session at 9:40 p.m. Deputy Mayor Pro-Tem Maso seconded the motion. Motion carried. Vote: unanimous.

Mayor Simpson stated that the council was in closed session as authorized by the following:

- a. Section 551.086. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.
- b. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:
- c. South of Eldorado Parkway, north of Stonebrook Parkway, east of Teel Parkway, and west of SH 289.
- d. Case No. 366-891-02 in the Denton County District Court in the case of Steve Nichols, etal. v. Kathleen A. Seei.
- e. Section 551.074. Discussion with City Manager regarding staff performance.
- f. Section 551.071. Consultation with attorney regarding boundary dispute with the City of McKinney.

31. Reconvene into Regular Session and take any action necessary as a result of the Closed Session

Deputy Mayor Pro-Tem Maso moved to reconvene at 10:40 p.m. Council member West seconded the motion. Motion carried. Vote: unanimous.

32. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda

Discussion only, no action was taken.

33. Discussion on Governance Monitoring of present City Council Meeting

Discussion only, no formal action was taken.

34. Adjourn

There being no further action, the meeting was adjourned at 10:50 p.m.

E. Michael Simpson, Mayor

Attest:

Nan Parker, City Secretary